



2634

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
INFORMATION DISCLOSURE STATEMENT

Applicant : Pogrebinsky et al.

Serial No.: 09/267,350

Group Art Unit: 2734

Filed : 03/15/1999

Examiner: Nguyen

Title : JITTER BUFFER AND METHODS FOR CONTROL OF SAME

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

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**APR 12 2004**

**Technology Center 2600**

Sir:

The following list presents a patent publication which qualifies under 37 C.F.R. §1.97 and §1.98 in satisfying Applicant's duty of disclosure under 37 C.F.R. §1.56.

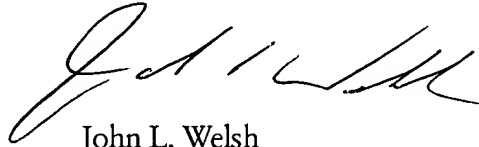
The Information Disclosure Statement being transmitted herewith is being filed after three months of the filing date of this national application or the date of entry of the national stage as set forth in § 1.491 in an international application or after the mailing date of the first office action on the merits, whichever event occurred last, but before the payment of the issue fee in accordance with 37 C.F.R. §1.97(d). Applicant accordingly submits the following in accordance with Section 1.97(c):

- (1) A statement as specified in 37 C.F.R. §1.97(e)

Although the above-referenced application is currently under non-final rejection by way of the Office Action issued July 26, 2002, a final rejection was previously issued on April 9, 2002. With this in mind, this IDS is being filed under 37 C.F.R. §1.97(c) with the understanding that the application is not currently under final rejection. If, however, the IDS should be filed under 37 C.F.R. §1.97(d), the Commissioner is authorized to charge Deposit Account 01-2221 the fee required in accordance with

37 C.F.R. §1.17(p). Regardless of whether this IDS is considered as being filed under 37 C.F.R. §1.97(c) or (d), a Statement under 37 C.F.R. §1.97(e) is enclosed herewith.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'John L. Welsh', written in a cursive style.

John L. Welsh  
Registration No. 33,621

WELSH & FLAXMAN, LLC  
2450 Crystal Drive, Ste. 112  
Arlington, VA 22202  
(703) 920-1122  
Our Docket No. P-2279-US



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#27

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STATEMENT IN ACCORDANCE WITH 37 C.F.R. §1.97(E)(1)

Sir:

Further to the attached Information Disclosure Statement, Applicants' representative states:

(1) That each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

Respectfully submitted,

John L. Welsh  
Registration No. 33,621

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number	09/267,350
Filing Date	03/15/1999
First Named Inventor	Pogregbinsky et al.
Art Unit	2734
Examiner Name	Nguyen
Attorney Docket Number	P-2279-US

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NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		BLEFARI-MELAZZI, N. et al., "Dimensioning of Play-Out Buffers For Real Time Services in B-ISDN", BROADBAND COMMUNICATIONS, 1998,	
		1998 International Zurich Seminar on Zurich, Switzerland, 17-19 Feb. 1998, IEEE, US 17 Feb. 1998 pgs. 209-218	
		FLOYD, SALLY et al., "Random Early Detection Gateways for Congestion Avoidance", IEEE/ACM TRANSACTIONS ON NETWORKING, IEEE INC.,	
		New York, US, vol.1, no. 4, 1 August 1993, pgs. 397-413	
		RAMJEE, R. et al., "Adaptive Playout Mechanisms for Packetized Audio Applications in Wide-Area Networks", PROCEEDINGS OF THE CONFERENCE	
		ON COMPUTER COMMUNICATIONS (INFOCOM), Toronto, June 12-16, 1994, IEEE Comp. Soc. Press., US, vol 2, 12 June 1994, pages 680-688	

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:

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